

Civil Action No. 7:19-cv-00011-D

Defendant.

[illegible]

Case 7:19-cv-00011-D Document 20 Filed 01/30/20 Page 1 of 3

3. The undisputed material facts show Plaintiff's claim for constructive discharge is neither referenced in her EEOC Charge nor supported by the undisputed material facts.

In further support of its motion, Defendant relies on the concurrently filed Statement of Undisputed Material Facts, Defendant's Appendix to Local Civil Rule 56.1 Statement of Undisputed Material Facts and the attached deposition and declarations, the concurrently filed Memorandum of Law in Support of Defendant's Motion for Summary Judgment and the pleadings in this matter.

WHEREFORE, Defendant respectfully prays that this Court enter judgment in its favor on each of Plaintiff's claims and award to Defendant its costs incurred in defending this action, including reasonable attorneys' fees.

Respectfully submitted, this, the 30th day of January, 2020.

CRANFILL SUMNER & HARTZOG LLP

By: /s/ Benton L. Toups
BENTON L. TOUPS
N.C. State Bar No. 28910
ELIZABETH C. KING
N.C. State Bar No. 30376
101 N. 3rd Street, Suite 300
Wilmington, NC 28401
Telephone: (910) 777-6000
Facsimile: (910) 777-6111
E-mail: btoups@cshlaw.com
eking@cshlaw.com
Attorneys for Defendant

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing **MOTION FOR SUMMARY JUDGMENT** with the Clerk of Court using the CM/ECF system, which will send notifications to each said party as follows:

Ernest J. Wright
Wright Law Firm
410 New Bridge Street, Suite 12 B
Jacksonville, NC 28541
wrightlaw@earthlink.net
Attorney for Plaintiff

This, the 30th day of January, 2020.

CRANFILL SUMNER & HARTZOG LLP

By: /s/ Benton L. Toups
BENTON L. TOUPS
N.C. State Bar No. 28910
ELIZABETH C. KING
N.C. State Bar No. 30376
101 N. 3rd Street, Suite 300
Wilmington, NC 28401
Telephone: (910) 777-6000
Facsimile: (910) 777-6111
E-mail: btoups@cshlaw.com
eking@cshlaw.com
Attorneys for Defendant